un-Sealed 9/18/14

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UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF TEXAS BROWNSVILLE DIVISION

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United States District Court Southern District of Texas FILED

AUG 2 6 2014

UNITED STATES OF AMERICA

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David J. Bradley, Clerk of Court

MIGUEL ANGEL LUITON

ESTER CARDENAS

§ CRIMINAL NO. B-14-561-S1

ANTONIO RAFAEL RUVALCABA IKE SAMUEL JR. JOSE DOSAL

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SUPERSEDED

Partially Un-SEALED INDICTMENT 9/18/14

THE GRAND JURY CHARGES:

COUNT ONE

From on or about May, 2010, and continuing thereafter until on or about July 15, 2010, in the Southern District of Texas and within the jurisdiction of the court, the defendants,

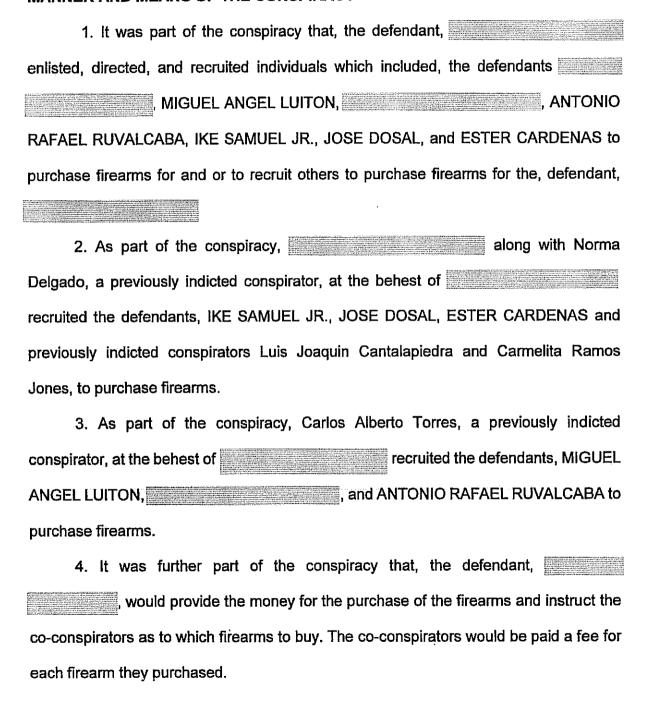
MIGUEL ANGEL LUITON.

ANTONIO RAFAEL RUVALCABA,
IKE SAMUEL JR.,
JOSE DOSAL
and,
ESTER CARDENAS,

did knowingly and willfully conspire and agree together and with Norma Delgado, Carmelita Ramos Jones, Carlos Alberto Torres, Erick Balboa-Arambula, Luis Joaquin Cantalapiedra and other persons known and unknown to the Grand Jurors to Violate Title 18, United States Code, Section 924(a)(1)(A), that is, the object of their conspiracy and

agreement was to knowingly make false statements and representations with respect to the information required to be kept in the records of a licensed dealer under Chapter 44 of Title 18, United States Code.

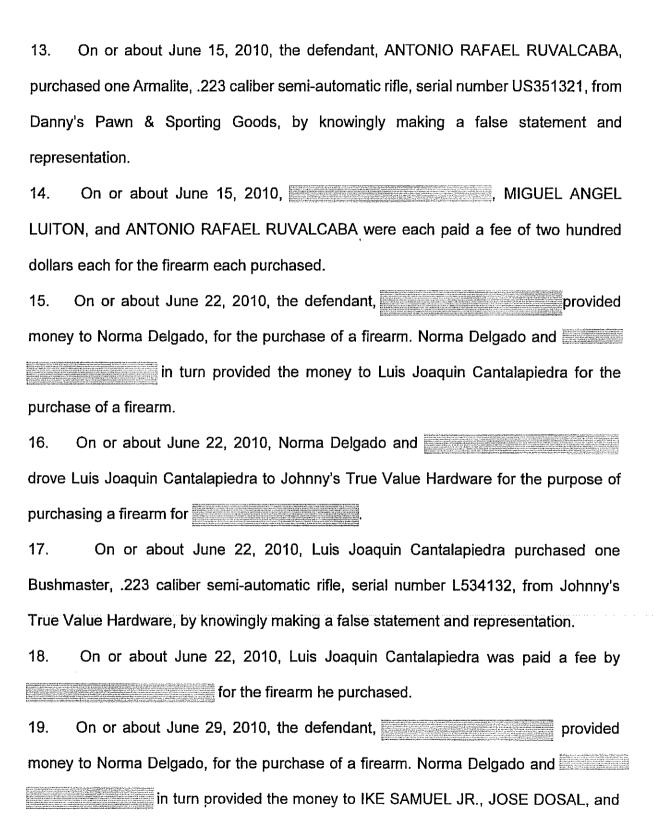
MANNER AND MEANS OF THE CONSPIRACY



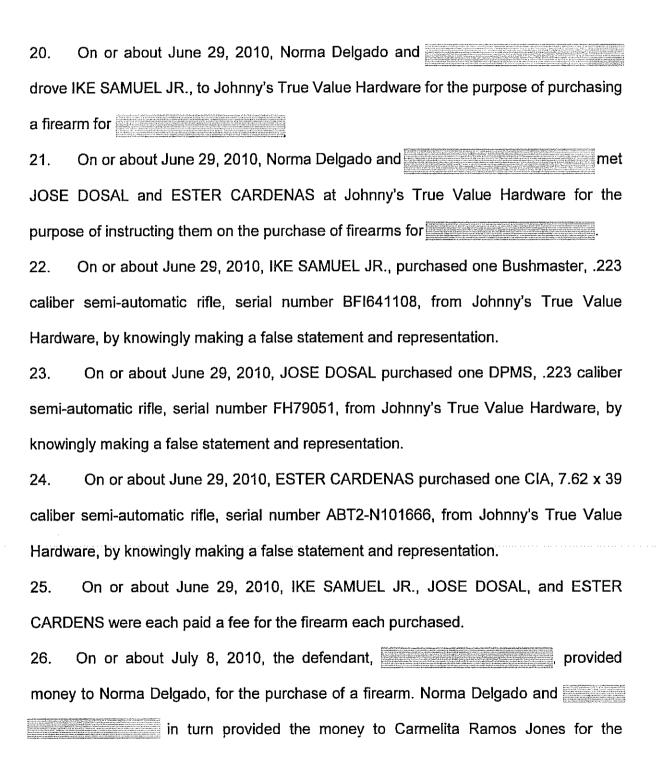
5. Finally, it was also part of the conspiracy that the purchasers of the firearms, which included the defendants, MIGUEL ANGEL LUITON, ANTONIO RAFAEL RUVALCABA, IKE SAMUEL JR., JOSE DOSAL, ESTER CARDENAS, Luis Joaquin Cantalapiedra and Carmelita Ramos Jones would acquire and attempt to acquire firearms from licensed dealers by knowingly making false and fictitious statements and representations with respect to the information required to be kept in the records of a licensed dealer under Chapter 44 of Title 18, United States Code.

OVERT ACTS:
1. On or about May, 2010, recruited Norma Delgado,
Carlos Alberto Torres andto find people to buy firearms for
2. On or about June, 2010, Norma Delgado and
recruited Carmelita Ramos Jones, Luis Joaquin Cantalapiedra, JOSE DOSAL, ESTER
CARDENAS, and IKE SAMUEL JR., to purchase firearms for
3. On or about June, 2010, Carlos Alberto Torres recruited
, MIGUEL ANGEL LUITON, and ANTONIO RAFAEL RUVALCABA to purchase
firearms for
4. On or about June 8, 2010, the defendant, provided
money to Carlos Alberto Torres, for the purchase of a firearm. Carlos Alberto Torres in
turn provided the money to for the purchase of a firearm.
5. On or about June 8, 2010, the defendant,
purchased one Bushmaster, .223 caliber semi-automatic rifle, serial number L530017,

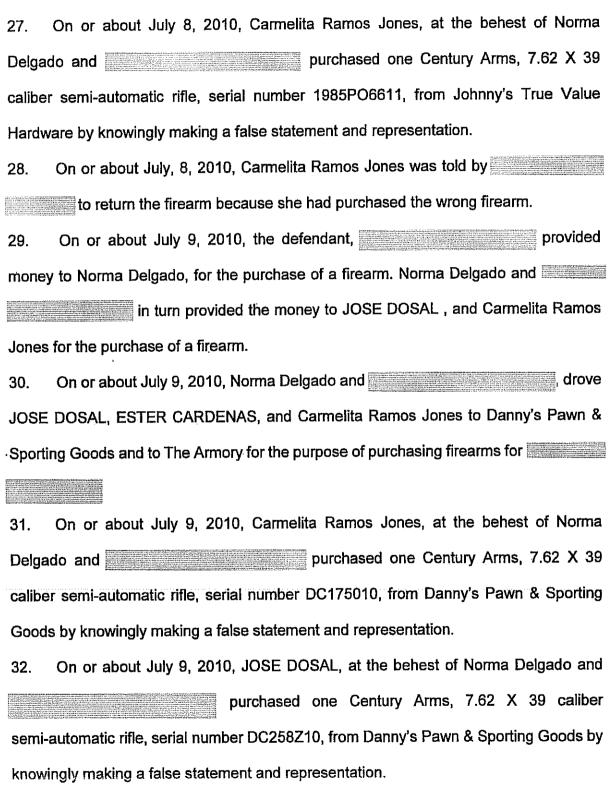
from Lone Star Guns, by knowingly making a false statement and representation. On or about June 9, 2010, was paid a fee of two 6. hundred dollars by for the purchase of the Bushmaster rifle. On or about June 11, 2010, the defendant, provided 7. money to Carlos Alberto Torres, for the purchase of a firearm. Carlos Alberto Torres in turn provided the money to MIGUEL ANGEL LUITON for the purchase of a firearm. On or about June 11, 2010, the defendant, MIGUEL ANGEL LUITON, purchased 8. one Zastave Kragusevac, 7.62 x 39 caliber semi-automatic rifle, serial number AB2T-N103210, from Danny's Pawn & Sporting Goods, by knowingly making a false statement and representation. On or about June 11, 2010, MIGUEL ANGEL LUITON was paid a fee of two 9. hundred dollars for the purchase of the Zastave Kragusevac rifle. On or about June 15, 2010, the defendant, provided 10. money to Carlos Alberto Torres, for the purchase of firearms. Carlos Alberto Torres in turn provided the money to MIGUEL ANGEL LUITON, and ANTONIO RAFAEL RUVALCABA for the purchase of firearms. On or about June 15, 2010, the defendant, 11. purchased one Stag Arms, .223 caliber semi-automatic rifle, serial number 124497, from Danny's Pawn & Sporting Goods, by knowingly making a false statement and representation. 12. On or about June 15, 2010, the defendant, MIGUEL ANGEL LUITON, purchased one Bushmaster, .223 caliber semi-automatic rifle, serial number L526639, from Lone Star Guns, by knowingly making a false statement and representation.

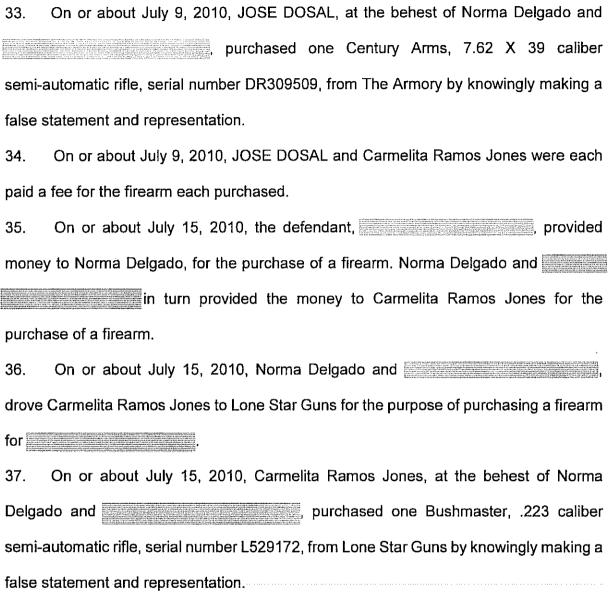


ESTER CARDENAS for the purchase of firearms.



purchase of a firearm.





In violation of Title 18, United States Code, Sections 371, 924(a)(1)(A) and Title 18, United States Code, Section 2.

COUNT TWO

On or about June 8, 2010, in the Southern District of Texas, and within the jurisdiction of the court, the defendants,



knowingly made a false statement and representation with respect to information required by the provisions of Chapter 44 of Title 18, United States Code, to be kept in the records of Lone Star Guns, a person licensed under the provisions of Chapter 44 of Title 18, United States Code, in that the defendant, did execute a U.S. Department of Justice, Bureau of Alcohol, Tobacco, Firearms and Explosives Form 4473, Firearms Transaction Record, to the effect that she was the actual buyer of one Bushmaster, .223 caliber semi-automatic rifle, serial number L530017, whereas in truth and in fact, she was acquiring the firearm on behalf of another person,

In violation of Title 18, United States Code, Section 924(a)(1)(A) and Title 18, United States Code, Section 2.

COUNT THREE

On or about June 11, 2010, in the Southern District of Texas, and within the jurisdiction of the court, the defendants,

and MIGUEL ANGEL LUITON,

knowingly made a false statement and representation with respect to information required by the provisions of Chapter 44 of Title 18, United States Code, to be kept in the records of Danny's Pawn & Sporting Goods, a person licensed under the provisions of Chapter 44 of Title 18, United States Code, in that the defendant, MIGUEL ANGEL LUITON, did execute a U.S. Department of Justice, Bureau of Alcohol, Tobacco, Firearms and

Explosives Form 4473, Firearms Transaction Record, to the effect that he was the actual buyer of one 7.62x39 caliber semi-automatic rifle, serial number AB2T-N103210, whereas in truth and in fact, he was acquiring the firearm on behalf of another person,

In violation of Title 18, United States Code, Section 924(a)(1)(A) and Title 18, United States Code, Section 2.

COUNT FOUR

On or about June 15, 2010, in the Southern District of Texas, and within the jurisdiction of the court, the defendants,

and

In violation of Title 18, United States Code, Section 924(a)(1)(A) and Title 18, United States Code, Section 2.

COUNT FIVE

On or about June 15, 2010, in the Southern District of Texas, and within the

jurisdiction of the court, the defendants,

and MIGUEL ANGEL LUITON,

knowingly made a false statement and representation with respect to information required by the provisions of Chapter 44 of Title 18, United States Code, to be kept in the records of Lone Star Guns, a person licensed under the provisions of Chapter 44 of Title 18, United States Code, in that the defendant, MIGUEL ANGEL LUITON, did execute a U.S. Department of Justice, Bureau of Alcohol, Tobacco, Firearms and Explosives Form 4473, Firearms Transaction Record, to the effect that he was the actual buyer of one .223 caliber semiautomatic rifle, serial number, L526639, whereas in truth and in fact, he was acquiring the firearms on behalf of another person,

In violation of Title 18, United States Code, Section 924(a)(1)(A) and Title 18, United States Code, Section 2.

COUNT SIX

On or about June 15, 2010, in the Southern District of Texas, and within the jurisdiction of the court, the defendants,

and ANTONIO RAFAEL RUVALCABA,

knowingly made a false statement and representation with respect to information required by the provisions of Chapter 44 of Title 18, United States Code, to be kept in the records of Danny's Pawn & Sporting Goods, a person licensed under the provisions of Chapter 44 of Title 18, United States Code, in that the defendant, ANTONIO RAFAEL RUVALCABA,

did execute a U.S. Department of Justice, Bureau of Alcohol, Tobacco, Firearms and Explosives Form 4473, Firearms Transaction Record, to the effect that he was the actual buyer of one .223 caliber semiautomatic rifle, serial number, US351321, whereas in truth and in fact, he was acquiring the firearm on behalf of another person,

In violation of Title 18, United States Code, Section 924(a)(1)(A) and Title 18, United States Code, Section 2.

COUNT SEVEN

On or about June 22, 2010, in the Southern District of Texas, and within the jurisdiction of the court, the defendants,



knowingly made a false statement and representation with respect to information required by the provisions of Chapter 44 of Title 18, United States Code, to be kept in the records of Johnny's True Value Hardware, a person licensed under the provisions of Chapter 44 of Title 18, United States Code, in that the defendants caused, Luis Joaquin Cantalapiedra, to execute a U.S. Department of Justice, Bureau of Alcohol, Tobacco, Firearms and Explosives Form 4473, Firearms Transaction Record, to the effect that he was the actual buyer of one .223 caliber semiautomatic rifle, serial number, L534132, whereas in truth and in fact, he was acquiring the firearm on behalf of another person,

In violation of Title 18, United States Code, Section 924(a)(1)(A) and Title 18, United States Code, Section 2.

COUNT EIGHT

On or about June 29, 2010, in the Southern District of Texas, and within the

jurisdiction of the court, the defendants,

and IKE SAMUEL JR.,

knowingly made a false statement and representation with respect to information required by the provisions of Chapter 44 of Title 18, United States Code, to be kept in the records of Johnny's True Value Hardware, a person licensed under the provisions of Chapter 44 of Title 18, United States Code, in that the defendant, IKE SAMUEL JR., did execute a U.S. Department of Justice, Bureau of Alcohol, Tobacco, Firearms and Explosives Form 4473, Firearms Transaction Record, to the effect that he was the actual buyer of one .223 caliber semiautomatic rifle, serial number, BFI641108, whereas in truth and in fact, he was acquiring the firearm on behalf of another person,

In violation of Title 18, United States Code, Section 924(a)(1)(A) and Title 18, United States Code, Section 2.

COUNT NINE

On or about June 29, 2010, in the Southern District of Texas, and within the jurisdiction of the court, the defendants,

and JOSE DOSAL,

knowingly made a false statement and representation with respect to information required by the provisions of Chapter 44 of Title 18, United States Code, to be kept in the records of Johnny's True Value Hardware, a person licensed under the provisions of Chapter 44 of Title 18, United States Code, in that the defendant, JOSE DOSAL, did execute a U.S.

Department of Justice, Bureau of Alcohol, Tobacco, Firearms and Explosives Form 4473, Firearms Transaction Record, to the effect that he was the actual buyer of one .223 caliber semiautomatic rifle, serial number, FH79051, whereas in truth and in fact, he was acquiring the firearm on behalf of another person,

In violation of Title 18, United States Code, Section 924(a)(1)(A) and Title 18, United States Code, Section 2.

COUNT TEN

On or about June 29, 2010, in the Southern District of Texas, and within the jurisdiction of the court, the defendants,

and ESTER CARDENAS,

knowingly made a false statement and representation with respect to information required by the provisions of Chapter 44 of Title 18, United States Code, to be kept in the records of Johnny's True Value Hardware, a person licensed under the provisions of Chapter 44 of Title 18, United States Code, in that the defendant, ESTER CARDENAS, did execute a U.S. Department of Justice, Bureau of Alcohol, Tobacco, Firearms and Explosives Form 4473, Firearms Transaction Record, to the effect that she was the actual buyer of one 7.62 x 39 caliber semiautomatic rifle, serial number, ABT2-N101666, whereas in truth and in fact, she was acquiring the firearm on behalf of another person,

In violation of Title 18, United States Code, Section 924(a)(1)(A) and Title 18, United States Code, Section 2.

COUNT ELEVEN

On or about July 8, 2010, in the Southern District of Texas, and within the

jurisdiction of the court, the defendants,



knowingly made a false statement and representation with respect to information required by the provisions of Chapter 44 of Title 18, United States Code, to be kept in the records of Johnny's True Value Hardware, a person licensed under the provisions of Chapter 44 of Title 18, United States Code, in that the defendants caused, Carmelita Ramos Jones, to execute a U.S. Department of Justice, Bureau of Alcohol, Tobacco, Firearms and Explosives Form 4473, Firearms Transaction Record, to the effect that she was the actual buyer of one 7.62 x 39 caliber semiautomatic rifle, serial number, 1985PO6611, whereas in truth and in fact, she was acquiring the firearm on behalf of another person,

In violation of Title 18, United States Code, Section 924(a)(1)(A) and Title 18, United States Code, Section 2.

COUNT TWELVE

On or about July 9, 2010, in the Southern District of Texas, and within the jurisdiction of the court, the defendants,



knowingly made a false statement and representation with respect to information required by the provisions of Chapter 44 of Title 18, United States Code, to be kept in the records of Danny's Pawn & Sporting Goods, a person licensed under the provisions of Chapter 44 of Title 18, United States Code, in that the defendants caused, Carmelita Ramos Jones, to execute a U.S. Department of Justice, Bureau of Alcohol, Tobacco, Firearms and

Explosives Form 4473, Firearms Transaction Record, to the effect that she was the actual buyer of one 7.62 x 39 caliber semiautomatic rifle, serial number, DC175010, whereas in truth and in fact, she was acquiring the firearm on behalf of another person,

In violation of Title 18, United States Code, Section 924(a)(1)(A) and Title 18, United States Code, Section 2.

COUNT THIRTEEN

On or about July 9, 2010, in the Southern District of Texas, and within the jurisdiction of the court, the defendants,

and JOSE DOSAL,

knowingly made a false statement and representation with respect to information required by the provisions of Chapter 44 of Title 18, United States Code, to be kept in the records of Danny's Pawn & Sporting Goods, a person licensed under the provisions of Chapter 44 of Title 18, United States Code, in that the defendant, JOSE DOSAL, did execute a U.S. Department of Justice, Bureau of Alcohol, Tobacco, Firearms and Explosives Form 4473, Firearms Transaction Record, to the effect that he was the actual buyer of one 7.62 x 39 caliber semiautomatic rifle, serial number, DC-258Z-10, whereas in truth and in fact, he was acquiring the firearm on behalf of another person,

In violation of Title 18, United States Code, Section 924(a)(1)(A) and Title 18, United States Code, Section 2.

COUNT FOURTEEN

On or about July 15, 2010, in the Southern District of Texas, and within the jurisdiction of the court, the defendants,



knowingly made a false statement and representation with respect to information required by the provisions of Chapter 44 of Title 18, United States Code, to be kept in the records of Lone Star Guns, a person licensed under the provisions of Chapter 44 of Title 18, United States Code, in that the defendants caused, Carmelita Ramos Jones, to execute a U.S. Department of Justice, Bureau of Alcohol, Tobacco, Firearms and Explosives Form 4473, Firearms Transaction Record, to the effect that she was the actual buyer of one .223 caliber semiautomatic rifle, serial number, L529172, whereas in truth and in fact, she was acquiring the firearm on behalf of another person,

In violation of Title 18, United States Code, Section 924(a)(1)(A) and Title 18, United States Code, Section 2.

A TRUE BILL:

FOREPERSON OF THE GRAND JURY

KENNETH MAGIDSON
UNITED STATES ATTORNEY

ANGEL CASTRO

Assistant United States Attorney